

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF IOWA**

In re:)	
)	Chapter 11
MERCY HOSPITAL, IOWA CITY, IOWA, <i>et al.</i> ,)	Case No. 23-00623 (TJC)
)	
Debtors.)	Jointly Administered
)	
)	Related to Docket No. 1209

**ORDER (I) APPROVING AND ALLOWING COMPENSATION FOR SERVICES
RENDERED AND FOR REIMBURSEMENT OF ACTUAL AND NECESSARY
EXPENSES INCURRED BY FIFTH THIRD SECURITIES, INC. FROM FEBRUARY 1,
2024 TO AND INCLUDING JUNE 24, 2024 RELATED TO THE
SALE TRANSACTION**

Upon the application (the “Application”)¹ of Fifth Third Securities, Inc. (“FTS”) for entry of an order (this “Order”), pursuant to Bankruptcy Code section 328 for an award and allowance of final compensation for professional services rendered to the Debtors from February 1, 2024 to and including June 24, 2024 related to the JV Transactions; and this Court having jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and the *Public Administrative Order* referring bankruptcy cases entered by the United States District Court for the Northern District of Iowa; and this Court being able to enter a final order consistent with Article III of the United States Constitution; and this Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2), and this Court having found that venue of this proceeding and the Application in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and this Court having found that the relief requested in the Application is in the best interests of the Debtors’ estates, their creditors, and other parties in interest; and this Court having found that the Debtors’ notice of the Application and opportunity for a hearing on the Application were appropriate under the circumstances and no

¹ Capitalized terms used but not defined herein have the meanings given to such terms in the Application.

other notice need be provided; and this Court having reviewed the Application; and this Court having determined that the legal and factual bases set forth in the Application establish just cause for the relief granted herein; and upon all of the proceedings had before this Court; and after due deliberation and sufficient cause appearing therefor, it is **HEREBY ORDERED THAT:**

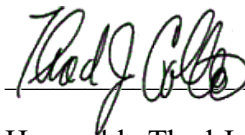
1. The Application is approved as set forth in this Order.
2. The JV Transactions have been consummated pursuant to the Expanded Retention Order. FTS is entitled to its JV Transaction Fee in the amount of \$400.00 related to the Rehabilitation Hospital Sale.
3. In accordance with Bankruptcy Code section 328, the JV Transaction Fee is fair and reasonable.
4. FTS has already received \$60,000.00 of its Monthly Fees earned during the Application Period on an interim basis via the process approved by the Court in the Interim Compensation Order. FTS's total Monthly Fees during the Application Period are hereby also approved pursuant to Bankruptcy Code section 328 as fair and reasonable in the total amount of 100% (\$125,000.00) of its Monthly Fees during the Application Period.
5. The Debtors are hereby authorized to pay FTS the remainder of the JV Transaction Fee not yet paid under the in accordance with the terms and conditions set forth in the Engagement Letter and the Application as well as the Monthly Fees not yet paid to FTS as part of a request under the Interim Compensation Order. The total payment for outstanding Monthly Fees and JV Transaction Fees payable to FTS totals \$65,400.00.
6. Notwithstanding Bankruptcy Rule 6004(h), the terms and conditions of this Order are immediately effective and enforceable upon its entry.

7. The Debtors are authorized to take all actions necessary to effectuate the relief granted in this Order in accordance with the Application.

8. For the avoidance of doubt, nothing in this Order shall affect or otherwise alter the terms of the Expanded Retention Order.

9. Notwithstanding anything to the contrary in the Engagement Letter, this Court retains jurisdiction with respect to all matters arising from or related to the implementation, interpretation, and enforcement of this Order.

Dated and entered this 10th day of September, 2024.



Honorable Thad J. Collins, Chief Judge

Prepared and Submitted By:

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